



JOHN ELIAS BALDACCI
GOVERNOR

STATE OF MAINE
DEPARTMENT OF CONSERVATION
LAND USE REGULATION COMMISSION
22 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0022

PATRICK McGOWAN
COMMISSIONER

PERMIT

BUILDING PERMIT BP 12678

The staff of the Maine Land Use Regulation Commission after reviewing the application and supporting documents submitted by Elizabeth S. Rush for Building Permit BP 12678, finds the following facts:

1. Applicant: Elizabeth S. Rush
686 Lakins Road Apt. 1
Stetson, Maine 04488
2. Date of Completed Application: November 17, 2004
3. Location of Proposal: Benedicta Twp., Aroostook County
Taxation Lot #46.1 on Plan 03
4. Zoning: (D-RS) Residential Development Subdistrict
5. Lot Size: 3.15 Acres (owned)
6. Principal Building: None Proposed
7. Accessory Structures: Proposed Storage Shed (12 ft. by 20 ft.)
8. Sewage Disposal: Existing Pit Privy
9. The applicant's lot is developed with a pre-Commission pit privy. The applicant proposes to install a 12 foot by 20 foot storage shed on her lot. The shed would not be used for human habitation nor would it contain beds or plumbing fixtures.
10. The proposal complies with Sub-Chapter III of the Commission's Land Use Districts and Standards.
11. The facts are otherwise as represented in Building Permit application BP 12678 and supporting documents.

Based upon the above Findings, the staff concludes that if carried out in compliance with the Conditions below, the proposal will meet the Criteria for Approval, section 685-B(4) of the Commission's Statutes, 12 M.R.S.A.

Therefore, the staff approves the application of Elizabeth S. Rush with the following conditions:

1. Construction activities authorized in this permit must be substantially started within 2 years of the effective date of this permit and substantially completed within 5 years of the effective date of this permit. If such construction activities are not started and completed within this time limitation, this permit shall lapse and no activities shall then occur unless and until a new permit has been granted by the Commission.

CATHERINE M. CARROLL, DIRECTOR

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2. All authorized structures must be set back a minimum of 50 feet from access roads and 15 feet from other property boundary lines.
3. Clearing and construction activities, except those necessary to establish sedimentation control devices, shall not begin until all erosion and sedimentation control devices (including ditches, culverts, sediment traps, settling basins, hay bales, silt fences, etc.) have been installed and stabilized. Once in place, such devices shall be maintained to ensure proper functioning. All temporary sedimentation and erosion control devices shall be removed after construction activity has ceased and a cover of healthy vegetation has established itself or other appropriate permanent control measures have been effectively implemented. Permanent soil stabilization shall be completed within one week of inactivity or completion of construction.
4. Once construction is complete, the permittee shall submit a self-certification form, notifying the Commission that all conditions of approval of this permit have been met. The permittee shall submit all information requested by the Commission demonstrating compliance with the terms of this permit.
5. The scenic character and healthful condition of the area covered under this permit must be maintained. The area must be kept free of litter, trash, junk cars and other vehicles, and any other materials that may constitute a hazardous or nuisance condition.
6. The permitted storage shed must not be used for human habitation and must not contain beds or plumbing fixtures.

This permit is approved upon the proposal as set forth in the application and supporting documents, except as modified in the above stated conditions, and remains valid only if the permittee complies with all of these conditions. Any variation from the application or the conditions of approval is subject to prior Commission review and approval. Any variation undertaken without Commission approval constitutes a violation of Land Use Regulation Commission law. In addition, any person aggrieved by this decision of the staff may, within 30 days, request that the Commission review the decision.

DONE AND DATED AT AUGUSTA, MAINE, THIS 17TH DAY OF NOVEMBER, 2004.

By: 
for Catherine M. Carroll, Director